

Colorado Limited Gaming Control Commission

Minutes of Public Session
February 21, 2019

Public Session

I. Call to Order

The February 21, 2019 meeting of the Colorado Limited Gaming Control Commission was called to order by Chair Jannine Mohr at approximately 9:15 a.m. at the Division of Gaming office, 17301 W. Colfax Ave, Golden, Colorado. Commissioners Mares, Carlson, Blessman and Shirley (via telephone) were present and a quorum existed.

Officials & Administrators in Attendance

Jannine Mohr, Chair
Cynthia Mares, Vice-Chair
Tim Carlson, Commissioner
Kristen Blessman, Commissioner
Ryan Shirley, Commissioner (via telephone)
John Lizza, First Assistant Attorney General
Heidi Humphreys, (Acting) Executive Director, DOR
Cory Amend, Senior Director, Enforcement Business Group
Donia Amick, Director
Kenya Collins, Director of Administration
Kirsten Gregg, Chief of Investigations
Ceri Williams, Senior Assistant Attorney General
Vickie Floyd, Controller
Paul Hogan, Chief Auditor
John Madruga, Agent in Charge, Background Unit
Phil Spencer, Agent in Charge, Cripple Creek
Jeremy Wolff, Agent in Charge, Central City
Allen Hiserodt, Supervisory Investigator, Background Unit
Brenda Davis, Program Manager
Wendy Spaulding, Secretary to the Commission

Executive Session

The Commission voted unanimously to go into Executive Session pursuant to sections 24-6-402(3)(a)(II) and (III), 44-30-521(1)(a) and (b), and 44-30-526(1) of the Colorado Revised Statutes to review confidential reports from the Division of Gaming and the Colorado Bureau of Investigation, and to receive legal advice from the Attorney General's Office regarding a Petition for Declaratory Order filed by Beacon Integrated Technologies, Inc. and related matters.

Public Session

II. Opportunity for the Public to Address the Commission

The Chair extended an opportunity for the public in attendance to address the Commission on any topic not on the agenda; no one came forward.

III. Approval of Licensing Actions

The Commission voted unanimously to approve the Renewal of the Manufacturer/Distributor License for PDS Gaming-Colorado LLC.

The license shall expire two years from the date of its current expiration.

IV. Consideration of Disciplinary Actions

Ceri Williams, Senior Assistant Attorney General, presented proposed Orders of Summary Suspension in Case No. DOG 18003181, In the Matter of Adrien Isaiah Gonzales, Support License No. 45540, Case No. DOG 18003392, In the Matter of Steven M. Nightingale, Support License No. 43059 and Case No. DOG 19000040, In the Matter of Lannette Magalys Richardson, Support License No. 45779.

Ms. Williams also presented proposed Findings, Conclusions and Orders in Case No. DOG 18004417, In the Matter of Alexey D. Dillard, Support License No. 45539 and Case No. 18003924, In the Matter of Jeffrey Michael King, Support License No. 37744.

The Commission voted unanimously to approve and authorize the Chair to sign the disciplinary actions.

V. Division Financial Statements

Vickie Floyd, Controller, presented the Statement of Gaming Revenues, Gaming Taxes, and Expenditures (unaudited) for the six (6) months ending December 31, 2018.

The Commission voted unanimously to approve the financial statement and authorize its distribution.

VI. Resolution regarding marijuana and gaming

The Chair called for a motion to temporarily withdraw the Colorado Limited Gaming Commission Resolution regarding marijuana and limited gaming license suitability which the Commission entered into on September 20, 2018. The motion was requested so that the legislature has the opportunity to address the issue in the current legislative session. In the event that the matter is not legislatively addressed, the Commission may thereafter clarify its position with respect to certain businesses.

Commissioner Carlson asked for discussion regarding a firm date for the Commission to discuss the issue if it is not addressed legislatively. The Chair called for an amended motion to temporarily withdraw its resolution and that at the end of the legislative session, if the matter is not legislatively addressed, the resolution will be put on the Commission agenda following the close of the session.

The Commission voted unanimously to approve the amended motion.

VII. Petition for Declaratory Order filed by Beacon Integrated Technologies, Inc.

The Commission voted unanimously to dismiss the Petition for Declaratory Order as moot based on the action taken to temporarily withdraw the Commission Resolution regarding marijuana and limited gaming license suitability.

VIII. Consideration of Organizational Matters

Approval of Minutes – Minutes of the January 17, 2019 Public Session of the Colorado Limited Gaming Control Commission were approved as presented.

Approval of Property Ownership – The Commission voted unanimously to approve the Division of Gaming employees' ownership of private property in Gilpin or Teller counties for residential purposes pursuant to §44-30-401 (1)(b), C.R.S.

Directors' Update:

Cory Amend, Senior Director, Enforcement, updated the Commission on the date of the 2nd Annual Enforcement Golf Tournament which will be held Friday, August 30, 2019.

Donia Amick, Director, Division of Gaming, apprised the Commission that Commission Training will be held in March immediately following the Commission meeting.

Opportunity for the Public to Address the Commission

The Chair extended an opportunity for the public in attendance to address the Commission before commencing the second Executive Session. Mr. Chris Schuchmann, Owner, Beacon Technologies, came forward to discuss the licensing of gaming and marijuana and asked for the Commission to explain the next steps of those licensees who received a letter to surrender. Chair Mohr explained that because the Resolution was withdrawn, those affected licensees would be contacted by letter and will not be considered in surrendered status unless the licensee contacts the Division requesting to go forward with the surrender. Director Amick stated she would look into additional concerns expressed by Mr. Schuchmann.

Executive Session (Reconvened)

The Commission voted unanimously to go into Executive Session pursuant to sections 24-6-402(3)(a)(II) and (III), 44-30-521(1)(b), and 44-30-526(1) of the Colorado Revised Statutes to receive legal advice regarding the Division of Gaming Performance Audit findings and reporting requirements, and to meet with representatives of the Colorado Department of Public Safety.

Public Session (Reconvened)

Adjournment – The meeting was adjourned at approximately 1:35 p.m.



Wendy Spaulding, Secretary to the Colorado Limited Gaming Control Commission